

City of Seattle
Civil Service Commission
October 21, 2009

Approved November 18, 2009

Call to Order: Commission Chair Ellis Casson called the regular meeting to order at 9:30 a.m. The meeting was in Suite 1679 of the Seattle Municipal Tower, 700 Fifth Avenue, Seattle, Washington 98124.

In Attendance:

Commissioner Gregg Hirakawa

Commissioner Steven Jewell

Glenda Graham-Walton, Executive Director

Teresa Jacobs, Administrative Staff Assistant

Gary Smith, Assistant City Attorney

ACTION ITEMS

Public Comment: **Charles Oliver** and his attorney Mary Ruth Mann requested to address the Commission regarding his Appeal Decision and Petition for Review. The Commission granted the request directing Ms. Mann to limit her statements to generalities and to not argue any facts of the case. Commissioner Jewell motioned to postpone the discussion of Mr. Oliver's appeal until the next meeting to give the Commissioners an opportunity to review the Appellant's Brief in Support of Appeal that was filed on October 20. Ms. Mann was instructed to submit documentation to the Department (Dolt) and told that the Department would have seven days after receipt to respond to her submittal.

Samuel Tucker commended the Commission on its decision on his appeal at the September meeting. Mr. Tucker requested that a copy of the decision be placed in his personnel file. The Commission clarified that the decision would be sent to his Department; however, he would need to request that copies be placed into his file.

1. Approval of Minutes:

- **Approval of July 15, 2009 Meeting Minutes:** The Commission reviewed the minutes of July 15, 2009. Commissioner Jewell moved to accept the minutes as written. Commissioner Hirakawa seconded the motion. The motion passed.
- **Approval of September 16, 2009 Minutes:** The Commission reviewed the minutes of September 16, 2009. Commissioner Jewell moved to accept the minutes as written. Commissioner Hirakawa seconded the motion. The motion passed.

2. Review Monthly Case Status Report & Appeals-New, Update, & Review:

The Commission reviewed the monthly case status report including new appeals. Ms. Graham-Walton notified the Commission that the new appeal **Anderson v. Seattle Center** was filed and assigned to a CSC Hearing Officer. .

- **Review: Oliver v. DoIT-Decision and Petition for Review:**

The Commission postponed the review and discussion of the Oliver Decision and Petition for Review until the next meeting.

- **Review: Tucker v. City Light-Modification of Findings of Fact Conclusions of Law Decision and Order on Respondent's Motion to Dismiss:** The Commission reviewed the modified Findings of Fact Conclusions of Law, Decision and Order on Respondent's Motion to Dismiss. Commissioner Hirakawa moved to accept the modified version. Commissioner Jewell seconded the motion. The motion passed.

DISCUSSION ITEMS

3. **Monthly Summit (Budget) Report:**

Ms. Graham-Walton reported the budget is on target for October 2009.

4. **Review October and December 2004 and June 2005 Law Department and CSC**

Correspondence RE: Use of City Attorney's When Appellant is Pro Se:

The Commission reviewed correspondence between the law department and CSC in 2004 and 2005 regarding the use of City Attorney's and when it is determined that a City Attorney will represent a department in an appeal hearing. The Executive Director also notified the Commission that staff would update the Hearing Officer's guide indicating their authority regarding the conduct of spectators at an appeal hearing.

5. **Old/New Business:** No Old/New Business

6. **Other:** The Chair granted Ms. Mann's request to reopen public comment. Ms. Mann went on record to request attorney's fees for her client, Charles Olliver and that the Commission remand or re-open the Oliver appeal allowing both parties representation.

- **Adjourn: The meeting adjourned at 10:15 a.m.**

Respectfully Submitted:

/s/ Teresa R. Jacobs 11/18/09

Teresa R. Jacobs
Administrative Staff Assistant

Approved by:

/s/ Ellis H. Casson 11/18/09

Ellis H. Casson
Commission Chair

Date